

#35027

JAN 25 12:30 PM '99

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ALCOHOLIC BEVERAGE  
CONTROL BOARDAGREEMENT

Made this 22 day of January, 1999, by and between JOSE L. Fuentes (the Applicant), 1400 Shepherd St. NW Block Club, Albert Elliott, Karen Griffin, Judith Hines and Fredia K. Banks (Protestants).

WITNESSETH

WHEREAS, pending before the District of Columbia Alcoholic Beverage Control Board ("the ABC Board") is Applicant's application for renewal of its Class C/R license for premises 3910 - 14th Street, N.W., ABC Application #35027; and

WHEREAS, the parties desire to terminate the prior agreement and enter into this new agreement commemorating certain understandings regarding Applicant's operating plans;

NOW, THEREFORE, in consideration of the premises above recited, and the mutual covenants and promises set forth below, the parties agree as follows:

1. Applicant shall operate a bona fide restaurant on its premises. Applicant shall not provide live music. Applicant shall provide recorded music through tapes or CDs being presented by an employee of the Applicant or by a jukebox.

2. The hours of operation will be: Sunday through Thursday, 11 A.M. to 11 P.M.; Friday and Saturday, 11 A.M. to 1 A.M.

3. Applicant shall not install a cigarette machine nor public pay phones inside or outside the premises.

4. Applicant will regularly clean the front and back of the premises.

5. Applicant will post a sign reminding patrons to respect the neighborhood and community and instruct its patrons not to interfere with youth residing in the Group home. Applicant will also post a sign advising its customers that cars will be towed in found parked in the alley.

6. Applicant will meet regularly representatives of 1400 Shepherd St. NW Block Club to discuss any mutual concerns.

7. Applicant will install a no loitering sign on the front of the premises.

8. Applicant will be an active participant in a revival of the Merchants Group when organized, composed of the merchants who own businesses in the 3900 block of 14th Street, and will participate in their recommendations.

9. Applicant or a licensed ABC Board approved manager will be on the premises at all times when the establishment is open for business.

10. Applicant agrees that all advertisements will be bilingual.

11. Applicant will provide security for the establishment on Friday and Saturday evenings. If Applicant desires to change this arrangement, he must contact the Block representative and obtain their permission.

12. In the event that more than seven employees of the establishment do not live in Ward 4, Applicant shall provide sufficient parking to meet this number.

13. In consideration of, and in reliance upon, the commitments reflected in this Agreement, Protestants withdraw their objections to Applicant's pending license renewal application.


14. The parties further agree that any failure of Applicant to adhere to the foregoing commitments would constitute grounds for the ANC to petition the ABC Board for issuance of an Order to Show Cause pursuant to 23 DCMR 1513.5.

IN WITNESS WHEREOF, the parties have affixed hereunto their hands and seals on the year and day first above-written.

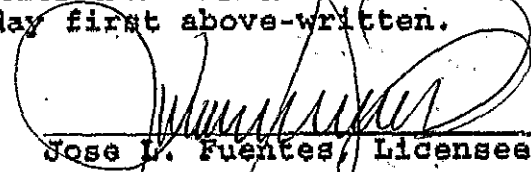
PROTESTANTS:

  
Albert Elliott

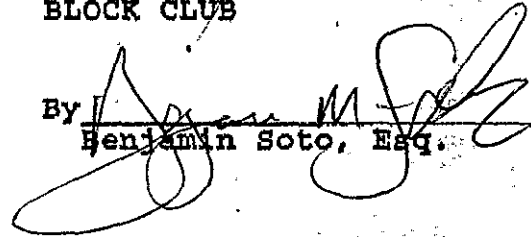
  
Karen Griffin

  
Judith D. Hines

  
Fredia K. Banks

  
Jose L. Fuentes, Licensee

1400 SHEPHERD ST. NW  
BLOCK CLUB

By   
Benjamin Soto, Esq.